IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 23RD MARCH 2007 / 2ND CHAITHRA 1929

WP(C).No. 7781 of 2007(B)

PETITIONERS:

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1. P.V.BHASKARAN,
   RETD. SUB INSPECTOR OF POLICE (1360),
   HIGHWAY POLICE, THENJIPALAM, R/AT PAYANGARA,
   SIYAMKANDAM, PULIKKAL P.O., MALAPPURAM DISTRICT.

2. P.RAMAKRISHNAN (RTD. S.I. OF POLICE,
   H.C.NO.1292), PALLIYALLI HOUSE,
   P.O.MAKKARAPARAMBA, MALAPPURAM DIST.

3. P.VIJAYAKUMAR,
   RETD. SUB INSPECTOR OF POLICE (M 1290),
   DISTRICT SPECIAL BRANCH, R/AT PATTANATH,
   THANIKAL, P.O.KODUR, MALAPPURAM DISTRICT.

BY ADV. SRI.P.PARAMESWARAN NAIR
SRI.SUNIL KUMAR A.G
SRI.SUDEESH KUMAR RAMAKRISHNA

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
   ITS SECRETARY, GOVERNMENT HOME (A) DEPARTMENT,
   GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.

2. THE DIRECTOR GENERAL OF POLICE,
   POLICE HEAD QUARTERS, THIRUVANANTHAPURAM.

3. THE SUPERINTENDENT OF POLICE,
   MALAPPURAM, MALAPPURAM DISTRICT.

BY G.P. SRI BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 23/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K.BASHEER,J

W.P.(C)No.7781 of 2007

Dated this the 23rd day of March 2007

JUDGMENT

Petitioners had retired from service while they were working as Sub Inspectors of Police. Their grievance appears to be that the re-option statements submitted by them in the revised scale of pay were not accepted. The learned Govt. Pleader after getting instructions submits that petitioners were guilty of laches in as much as they had not remitted the amounts refundable by them. In view of the above I do not propose to deal with the merit of the contentions raised by the petitioners at this stage.

2. It is submitted by learned counsel for the petitioners at the Bar that the petitioners will be satisfied if an appropriate direction is issued to the 2nd respondent to consider and pass orders on Ext.P6 series representations submitted by the petitioners. It is brought to my notice that the petitioners have highlighted their grievances in the representations. Learned Govt. Pleader submits that if Ext.P6 representations have been submitted as contended by the petitioners, an appropriate decision will be taken without any delay.

3. In the above facts and circumstances this writ petition is disposed of with a direction to respondent No.2 to consider and pass orders on Ext.P2 series representations strictly on their merit and in accordance with law as expeditiously as possible, at any rate within four months from the date of receipt of a copy of this judgment. Needless to mention that the 2nd respondent shall afford sufficient

opportunity to an authorised representative of the petitioners to be heard before any decision is taken. I reiterate that it will be open to the 2nd respondent to take a decision in the matter strictly in accordance with law. The petitioners shall produce a copy of this judgment along with a copy of the writ petition before the 2nd respondent for compliance.

A.K.BASHEER.
JUDGE

mt/-